

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

**STERLING SUFFOLK
RACECOURSE, LLC,**

v.

WYNN RESORTS, LTD, et al.

Defendants.

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) **Civil No: 18-CV-11963-PBS**
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**DEFENDANT FBT EVERETT REALTY LLC'S
MOTION TO DISMISS THE AMENDED COMPLAINT**

For the reasons set forth in its accompanying memorandum of law, Defendant FBT Everett Realty LLC respectfully moves to dismiss with prejudice, and without further leave to amend, Plaintiff Sterling Suffolk Racecourse, LLC's amended complaint.

DATED: March 5, 2019

Respectfully submitted,

/s/ Aaron M. Katz

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CERTIFICATE OF SERVICE

I, Aaron M. Katz, hereby certify that, on March 5, 2019, true and accurate copies of the foregoing were served on counsel for all parties through ECF.

/s/ Aaron M. Katz
Aaron M. Katz